

PROCLAMATION

BY THE

Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

REPRODUCED FROM THE
HOLDINGS OF THE
TEXAS STATE ARCHIVES

WHEREAS, the Forty-Second Legislature at its Regular Session passed House Bill No. 81, being "AN ACT amending Articles 5161, 5162, 5163, 5164 and 5160, of the Revised Civil Statutes of 1925, as amended by Chapter 39, 1st Called Session of the 40th Legislature, and Chapter 226, Acts of the Regular Session of the 41st Legislature; repealing Chapter 17, Acts of the 39th Legislature, Regular Session; and declaring an emergency", and

WHEREAS, said bill has been vetoed for certain reasons herebelow stated and now on file in the office of the Secretary of State;

EXECUTIVE OFFICE,
Austin, Texas.
June 12th, 1931.

This Act, H. B. No. 81 materially changes the present law with reference to materialmen's and supply men's liens for supplies furnished on public works. If this bill is allowed to become a law, it will materially increase the cost of public improvements. The surety companies, because of the increased liability imposed by the provisions of this Act, will necessarily charge larger premiums on surety bonds covering public works. A contractor, in bidding on public work, facing the proposition of being under the terms of this bill liable for material and goods bought for, but never used on the work, and bought by persons over whom he has no control, and further facing the danger of having to pay ten per cent attorney's fees on claims filed, will necessarily have to raise his bid sufficiently to cover these contingencies. Under the present law, many sub-contracts are let without the contractor requiring the sub-contractor to execute a bond for performance, but if this bill becomes a law, the original contractor cannot and will not risk subletting any part of the work without requiring a bond of the sub-contractor in order to protect himself.

I regard the present law on this subject as affording ample protection to merchants and supply men for the cost of materials and supplies furnished by them provided that they will use diligence in the granting of credit on contracts coming under the terms of the present statutes.

For the above mentioned reasons, I hereby veto this bill.

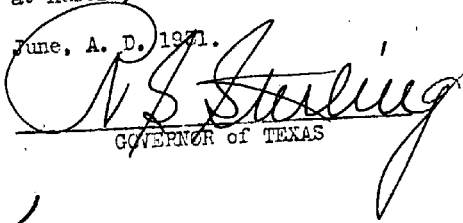
Walter B. Burdette
Secretary of State

P. S. Sterling
GOVERNOR

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NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, THAT I,
R. S. STERLING, Governor of the State of Texas, under and by virtue
of the authority vested in me by the Constitution and laws of this
State, have vetoed said bill for the reasons stated and on file, and
do hereby proclaim said action to have been taken.

IN TESTIMONY WHEREOF, I have hereunto
signed my name officially and caused
the seal of State to be impressed hereon
at Austin, Texas, this the 12th day of
June, A. D. 1971.


GOVERNOR of TEXAS

BY THE GOVERNOR:


SECRETARY OF STATE